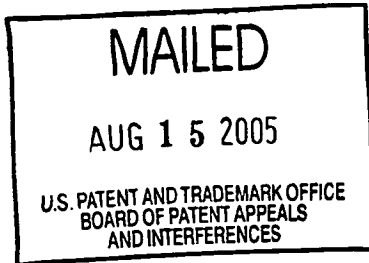


UNITED STATES PATENT AND TRADEMARK OFFICE



\_\_\_\_\_  
BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES  
\_\_\_\_\_

Ex parte CHI-WEN LIU  
\_\_\_\_\_

Application 10/043,860  
\_\_\_\_\_

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER  
\_\_\_\_\_

This application was electronically received at the Board of Patent Appeals and Interferences on July 12, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith electronically returned to the examiner. The matters requiring attention prior to docketing are identified below.

An examination of the Image File Wrapper (IFW) reveals that appellants filed a Supplemental Amendment on July 27, 2004. There is no indication in the record of whether or not the examiner has considered the Amendment.

Application 10/043,860

Accordingly, it is

ORDERED that the application is returned to the  
Examiner:

1. for clarifying the entry of status of the  
Supplemental Amendment filed July 27, 2004:

a. If the amendment is not to be entered,  
appellants' Appeal Brief filed July 27, 2004 is defective  
because it no longer contains an accurate appendix. See 37 CFR  
§ 1.192(c)(9) (2004). Appellants should be notified to submit a  
new Appendix to the Appeal Brief which contains a correct copy  
of the claims, or the examiner should issue a Supplemental  
Examiner's Answer which contains a correct copy of claim 5;

b. If the amendment is entered, appellants should  
be notified in writing regarding entry of the amendment.

2. for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: \_\_\_\_\_



CRAIG R. FEINBERG  
Program and Resource Administrator  
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CRF/psb

Application 10/043,860

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